

**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Larry A. Gilbertson *et al.*

Serial No.: 10/821,711

Filed: April 8, 2004

For: DNA CONSTRUCTS AND METHODS  
TO ENHANCE THE PRODUCTION OF  
COMMERCIALY VIABLE  
TRANSGENIC PLANTS

Group Art Unit: 1638

Examiner: Unknown

Atty. Dkt. No.: MONS:140US

Confirmation No.: 1699

CERTIFICATE OF ELECTRONIC TRANSMISSION  
37 C.F.R. § 1.8

I hereby certify that this correspondence is being  
electronically filed with the United States Patent and  
Trademark Office via EFS-Web on the date below:

January 14, 2009  
Date

/Ron J. Laby/  
Ron J. Laby

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

**MS AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Supplemental Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record.

In accordance with 37 C.F.R. §§ 1.97(g), (h), this Supplemental Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be

construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

A fee as set forth in 37 C.F.R. § 1.17(p) in the amount of \$180.00 has been authorized for payment through use of a company credit card. If the authorized amount is insufficient, the Commissioner is authorized to deduct the appropriate fee from Sonnenschein Nath & Rosenthal LLP's Deposit Account No.: 19-3140/MONS:140US.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

/Ron J. Laby/

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